



General Assembly

January Session, 2005

**Amendment**

LCO No. 7513

**\*HB0516507513HR0\***

Offered by:

REP. FAHRBACH, 61<sup>st</sup> Dist.

To: Subst. House Bill No. 5165

File No. 282

Cal. No. 244

**"AN ACT RESTRICTING TRAFFIC SIGNAL PREEMPTION  
DEVICES."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective July 1, 2005*) (a) As used in this section,  
4 "traffic signal preemption device" means a device capable of altering  
5 the timing or phasing of a traffic control signal.

6 (b) No person shall use a traffic signal preemption device unless  
7 such person, in furtherance of such person's duties, is (1) installing or  
8 maintaining a traffic control signal; (2) operating railroad equipment or  
9 a movable bridge; (3) operating a transit vehicle on behalf of the  
10 Department of Transportation; (4) operating a motor vehicle owned by  
11 the federal or state government, a municipal government or fire  
12 district in responding to an emergency; or (5) operating an ambulance  
13 in responding to an emergency. No traffic signal preemption device  
14 shall be in, or part of, a motor vehicle unless (A) the motor vehicle is  
15 owned or controlled by the federal or state government, a municipal

16 government or fire district, (B) the motor vehicle is an ambulance, or  
17 (C) such vehicle is being used in the course of manufacturing,  
18 transporting, installing or maintaining such a device.

19 (c) No person shall possess a traffic signal preemption device unless  
20 such person is a manufacturer specializing in the manufacture of such  
21 devices, a vendor authorized by a manufacturer specializing in the  
22 manufacture of such devices or a repairer of such devices.

23 (d) No person shall sell or transfer possession of a traffic signal  
24 preemption device unless (1) such person is a manufacturer  
25 specializing in the manufacture of such devices, a vendor authorized  
26 by a manufacturer specializing in the manufacture of such devices or a  
27 repairer of such devices, and (2) such sale or transfer of possession is  
28 to the federal or state government, a municipal government or fire  
29 district, ambulance operator or to a vendor or repairer of such devices.

30 (e) Any person who violates any provision of subsection (b), (c) or  
31 (d) of this section shall be fined not more than five thousand dollars or  
32 imprisoned not more than ninety days, or both.

33 (f) Any person who violates any provision of subsection (b) of this  
34 section which violation results in a traffic accident shall be fined not  
35 more than fifteen thousand dollars or imprisoned not more than five  
36 years, or both."

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2005	New section